

**SUPREME COURT MINUTES
WEDNESDAY, APRIL 24, 2013
SAN FRANCISCO, CALIFORNIA**

S174886

**PEOPLE v. MADISON
(RICKY RENE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 11, 2013.

S206720 C068046 Third Appellate District

IN RE ALONZO J.

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 24, 2013.

S208313 B225127 Second Appellate District, Div. 3

PEOPLE v. SILVA (JESSE)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Sharon Fleming is hereby appointed to represent appellant on the appeal now pending in this court.

S209845

**VON STAICH (IVAN) v. S.C.
(PEOPLE)**

Order filed

The order filed on April 16, 2013 transferring the above-entitled matter to the Court of Appeal, Second Appellate District, is hereby amended to read in its entirety:

"The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three."

S209924 A130802 First Appellate District, Div. 3**HUGHES (ALEXANDER
REYNOLDS),
GUARDIANSHIP OF**

Order filed

The Motion of Fiduciary Trust International of California, Interim Successor trustee of the Mark Hughes Family Trust, to be substituted as a party in place of former trustees Conrad Lee Klein, Jack Reynolds, and Christopher Pair is granted.

The answer to the petition for review is due ten days from the date this order is filed, or twenty days after the petition for review was filed, whichever is later.

S199377**ARASE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAVID KIYOSHI ARASE, State Bar Number 233705, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

DAVID KIYOSHI ARASE must make restitution to the following payees:

- (1) Johannes Barrios in the amount of \$3,000 plus 10 percent interest per year from May 31, 2009;
- (2) Jeffrey Rohring in the amount of \$5,000 plus 10 percent interest per year from August 4, 2010;
- (3) Robert and Renée Bell in the amount of \$2,995 plus 10 percent interest per year from August 4, 2010;
- (4) Noe Polanco and Maria Ortega-Polanco in the amount of \$3,500 plus 10 percent interest per year from August 4, 2010;
- (5) Eric and Rene Preciado in the amount of \$3,495 plus 10 percent interest per year from August 4, 2010; and
- (6) Gary J. Taylor in the amount of \$3,500 plus 10 percent interest per year from December 31, 2009.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DAVID KIYOSHI ARASE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S208857**SINTON ON DISCIPLINE**

Recommended discipline imposed

The court orders that STARR JAN SINTON, State Bar Number 60017, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. STARR JAN SINTON is suspended from the practice of law for the first 30 days of probation;
2. STARR JAN SINTON must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 11, 2012, and as modified on January 23, 2013; and
3. At the expiration of the period of probation, if STARR JAN SINTON has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

STARR JAN SINTON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2014 and 2015. If STARR JAN SINTON fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S208859**POSNER ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARK ABRAM POSNER, State Bar Number 94714, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. MARK ABRAM POSNER is suspended from the practice of law for the first 90 days of probation;
2. MARK ABRAM POSNER must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 7, 2013; and
3. At the expiration of the period of probation, if MARK ABRAM POSNER has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

MARK ABRAM POSNER must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

MARK ABRAM POSNER must also comply with California Rules of Court, rule 9.20, and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2014, 2015, and 2016. If MARK ABRAM POSNER fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S208860**HERNANDEZ ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ABEL HERNANDEZ, State Bar Number 159902, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ABEL HERNANDEZ is suspended from the practice of law for the first 90 days of probation;
2. ABEL HERNANDEZ must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 2, 2013; and
3. At the expiration of the period of probation, if ABEL HERNANDEZ has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

ABEL HERNANDEZ must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ABEL HERNANDEZ must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One third of the costs must be paid with his membership fees for each of the years 2014, 2015, and 2016. If ABEL HERNANDEZ fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S208861**DO ON DISCIPLINE**

Recommended discipline imposed

The court orders that HIEU DUC DO, State Bar Number 179849, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. HIEU DUC DO is suspended from the practice of law for the first 60 days of probation;
2. HIEU DUC DO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 4, 2013; and
3. At the expiration of the period of probation, if HIEU DUC DO has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

HIEU DUC DO must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2014 and 2015. If HIEU DUC DO fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S210003**FAZIO ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of NANCY CAROLINE FAZIO, State Bar Number 243571, as a member of the State Bar of California is accepted.

NANCY CAROLINE FAZIO must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210023**FELTS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT LEE FELTS, State Bar Number 30485, as a member of the State Bar of California is accepted.

ROBERT LEE FELTS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210024**FLYNN IV ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHARLES WATTS FLYNN IV, State Bar Number 83426, as a member of the State Bar of California is accepted.

CHARLES WATTS FLYNN IV must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210025**FOUGNER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAN FOUGNER, State Bar Number 114874, as a member of the State Bar of California is accepted.

JAN FOUGNER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210026**FRISCH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of FRANK RHODES FRISCH, State Bar Number 40805, as a member of the State Bar of California is accepted.

FRANK RHODES FRISCH must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210027**GAJEWSKI ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEPHEN WALTER GAJEWSKI, State Bar Number 147889, as a member of the State Bar of California is accepted.

STEPHEN WALTER GAJEWSKI must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210028**GARRIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CAROL JEAN GARRIS, State Bar Number 149507, as a member of the State Bar of California is accepted.

CAROL JEAN GARRIS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210030**GEMINIANI ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of M. VICTOR GEMINIANI, State Bar Number 122574, as a member of the State Bar of California is accepted.

M. VICTOR GEMINIANI must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210036**ANDERSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GLEDA MADELYNN ANDERSON, State Bar Number 170432, as a member of the State Bar of California is accepted.

GLEDA MADELYNN ANDERSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210037**GREEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK STEPHEN GREEN, State Bar Number 96434, as a member of the State Bar of California is accepted.

MARK STEPHEN GREEN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210040**GREENWOOD ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RICHARD HOPSON GREENWOOD, State Bar Number 225131, as a member of the State Bar of California is accepted.

RICHARD HOPSON GREENWOOD must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210041**GUERRA ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MICHAEL ANTHONY GUERRA, State Bar Number 64835, as a member of the State Bar of California is accepted.

MICHAEL ANTHONY GUERRA must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210042**HETTENBACH ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOYCE IRENE HETTENBACH, State Bar Number 163157, as a member of the State Bar of California is accepted.

JOYCE IRENE HETTENBACH must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210043**HUGLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of EDWARD CHARLES HUGLER, State Bar Number 73367, as a member of the State Bar of California is accepted.

EDWARD CHARLES HUGLER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210045**JOHNSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LORRAINE BETTE JOHNSON, State Bar Number 99821, as a member of the State Bar of California is accepted.

LORRAINE BETTE JOHNSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210046**KAUFFMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of NAOMI ANN KAUFFMAN, State Bar Number 76965, as a member of the State Bar of California is accepted.

NAOMI ANN KAUFFMAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210048**KELLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SALLY ANNE KELLER, State Bar Number 117930, as a member of the State Bar of California is accepted.

SALLY ANNE KELLER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S210049**KEMPER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KURT CARL KEMPER, State Bar Number 129225, as a member of the State Bar of California is accepted.

KURT CARL KEMPER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,078)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

